LIQUOR COMMISSION CITY AND COUNTY OF HONOLULU PACIFIC PARK PLAZA 711 KAPIOLANI BOULEVARD, SUITE 600 HONOLULU, HAWAII 96813

<u>AGENDA – EIGHTEENTH MEETING</u>

THURSDAY, NOVEMBER 4, 2021 4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Emergency Proclamation Related to the State's COVID-19 Delta Response issued by Governor David Ige on October 1, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-15, executed on October 27, 2021. In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through https://us06web.zoom.us/j/84395842535; by dialing 1-408-638-0968, entering the meeting ID#: 843 9584 2535#; or, the preferred method, via the Liquor Commission website event calendar at http://www.honolulu.gov/liq/event-calendar/. You may preregister to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to "mute" your device's microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at http://www.honolulu.gov/liq/event-calendar/ for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

- 1. All oral testimony must be submitted remotely through the Zoom platform.
- 2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (http://www.honolulu.gov/liq/event-calendar/).

PUBLIC HEARINGS:

 Appl. No. 21-23001 from Taste of Thai Cuisine LLC, dba AV Restaurant, 1135 11th Avenue

 Appl. No. 22-23687 from Hwangjae Corporation, dba Hwangjae Corporation, 1726 Kapiolani Boulevard, Suite 103 For a Restaurant General license (Category No. 1 – Standard Bar) (Prelim. Hrg. 9/16/21)

For a Retail General license (Prelim. Hrg. 9/9/21)

LICENSE APPLICATIONS:

Special License Application:

3. Appl. No. 22-23960 from Institute of Real Estate Management Hawaii Chapter #34, dba IREM Hawaii Chapter, 691 Auahi Street (Salt at Our Kaka'ako Barn)

For a [Non-Profit] Special General license from 6:00 p.m. to 9:00 p.m. on Wednesday, November 10, 2021

(Vendor Trade Show)

PRELIMINARY HEARINGS:

4. Appl. No. 21-23288 from Mr. Ojisan, Inc., dba Mr. Ojisan, 1785 South King Street, Unit 102

For a Dispenser General license (Category No. 4 – Hostess)

5. Appl. No. 22-23823 from Central Oahu Event Center, LLC, dba Mango Street Grill, 130 Mango Street, Wahiawa For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

6. Appl. No. 22-23497 from PJ Honolulu, LLC, dba Yoshoku Ginza Bairin

For a [Stand-Alone] Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) at 255 Beach Walk, Unit #2, the former site of Shingen (R0802)

REQUESTS:

7. Request No. 21-22959 from Lim Garden, Inc., dba Cho Ga Jip, Restaurant General license (Category No. 1 – Standard Bar), 825 Keeaumoku Street, #111 (R1041)

Requesting approval to permanently delete a portion of its licensed premises, approximately 810 square feet, and to make alterations

8. Request No. 21-23148 from MNS, Ltd., dba Island County Markets, Retail General license, 92-1048 Olani Street, Suite 4-101, Kapolei (D1134)

Requesting approval to permanently increase its licensed premises, approximately 1,015 square feet, and to make alterations

9. Request No. 22-23496 from Semisub Inc., dba Semisub One, Tour/Cruise Vessel General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 92-100 Waipahe Place, Ko Olina Marina Pier M, Kapolei (J0098)

Requesting approval for a change of berth to Kewalo Basin Harbor, 1125-D118 Ala Moana Boulevard

REQUESTS: (CONT.)

Request No. 22-23717
from Cantina LLC, dba
Encore Saloon/The Daley
Burger, Restaurant
General license (Category
No. 1 – Standard Bar),
10 North Hotel Street
(R1191)

Notification of a change in members and transfer of membership interests

11. Request No. 22-23974 from Halekulani Corporation, dba Halekulani Hotel, Hotel General license, 2199 Kalia Road (L0014)

Requesting approval to continue to store its liquor and wine inventory at two off-site storage locations during renovations until December 31, 2021

(Prior request approved on June 10, 2021; approval until October 31, 2021)

12. Request No. 22-23981
from Waialae Country
Club, dba Waialae Country
Club, Club General license
(Category No. 2 - Live
Entertainment or
Recorded Music and
Dancing), 4997 Kahala
Avenue (F0015)

Requesting waiver of requirement to submit FBI fingerprint cards and Criminal History Record Clearances for all officers and directors specifically designated

(Re: Upcoming application for a Special General license; 2022 Sony Open in Hawaii Golf Tournament)

13. Request No. 22-23990 from Plus One, Inc., dba Club 904, Dispenser General license (Categories No. 3 & 4 – Live Entertainment or Recorded Music and Dancing, and Hostess) 904 Kohou Street, #101 (E1421)

Requesting the Commission to appoint Mr. Anthony Goldmann as its authorized agent

ADOPTION OF DECISION AND ORDER:

14. Cho Ga Jip (LCV 19-0315) (R1041)

For adoption of Decision and Order

ADOPTION OF DECISION AND ORDER: (CONT.)

15. Cho Ga Jip For adoption of Decision and Order (LCV 21-0158) (R1041) 16. Kalihi Station do. (LCV 19-0260) (E0910) 17. Livestock Tavern do. (nka Livestock Tavern/ The TChin TChin! Bar) (LCV 17-0241) (R1085) 18. **Outrigger Reef** do. (LCV 19-0323) (L0003) 19. **Outrigger Reef** do. (LCV 21-0191) (L0003) Smith's Union Bar 20. do. (LCV 21-0144) (E0586) 21. Smith's Union Bar do. (LCV 21-0190) (E0586) 22. Spada Bar & Restaurant do. (nka Kalo Hawaiian Food) (LCV 20-0152) (L0049) 23. Spada Bar & Restaurant do. (nka Kalo Hawaiian Food) (LCV 21-0067) (L0049)

ADJUDICATION HEARINGS:

- 24. C J Market (LCV 21-0258) (D1002)
- 25. Club Lilac (LCV 20-0011) (E0146)

- 26. Club Lilac (LCV 20-0055) (E0146)
- 27. Club Lilac (LCV 21-0051) (E0146)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 7, 2021)

- (1) Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about December 29, 2019)
- (2) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way, including but not limited to, the sounding of alarms, flashing of lights or use of a public address system or other advance warning announcing the arrival of Commission investigators (Violation of Rule 3-84-79.1) (Date of violation: On or about December 29, 2019)

Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about February 7, 2020)

Licensee failed to submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2020, and/or during the period from August 31, 2020 to September 28, 2020)

28. Club Lilac (LCV 21-0272) (E0146) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 13, 2021)

29. Club Ruby (LCV 21-0086) (E0309)

- (1) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about January 29, 2021)
- (2) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2020-31 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about January 29, 2021)

(Continued from September 2, 2021)

30. Club Ruby (LCV 21-0220) (E0309) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-05 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about May 13, 2021)

(Continued from September 2, 2021)

31. Foodland Super Market, Ltd. Store No. 2 (LCV 21-0257) (D0112) Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 7, 2021)

32. House of Wong Restaurant (LCV 21-0260) (R1164) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 4, 2021)

33. Izakaya Nonbei (LCV 21-0255) (E1541) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 8, 2021)

34. Nico's (LCV 21-0256) (D1179)

35. Non Stop Liquor Store (nka Non-Stop Convenience Inc.) (LCV 20-0033)

(D0639)

36. Non Stop Liquor Store (nka Non-Stop Convenience Inc.) (LCV 20-0034) (D0639)

37. Non Stop Liquor Store (nka Non-Stop Convenience Inc.) (LCV 21-0276) (D0639)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 7, 2021)

Licensee made physical alterations to the licensed premises without filing an updated floor plan within five (5) business days of completion (Violation of Rule 3-83-62(a)) (Date of violation: On or about August 12, 2019)

(Continued from October 21, 2021)

Licensee, without Commission approval, transferred its business to another entity, either openly or under any undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate (Violation of Section 281-41(h), HRS) (Date of violation: On or about June 14, 2019, and/or during the period between June 14, 2019 and January 16, 2020)

(Continued from October 21, 2021)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 14, 2021)

(Continued from October 21, 2021)

38. Walgreens (LCV 21-0259) (D1191)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 7, 2021)

39. Walgreens (LCV 21-0278) (D1181)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 14, 2021)

OTHER BUSINESS: (CONT.)

40. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.